

FINAL

Advisory Committee on Juvenile Justice

Meeting Minutes

May 12, 2004

The official business meeting of the Advisory Committee began at 12:30pm on Wednesday, May 12, 2004, at the Department of Criminal Justice Services, 805. E. Broad Street, Richmond, Virginia.

Members Present

Henry N. Azais
Jane Brown, Proxy for Maurice A. Jones
Pamela Fitzgerald Cooper, Proxy for Dr. Reinhard
Dr. Lissa Power deFur, Proxy for Dr. DeMary
Russell B. Foot
Matthew T. Gowin
Lynette Greenfield, Proxy for Jerrauld Jones
Robert E. Shepherd, Jr.
Dr. Jay W. Malcan
Charles S. Martin
Daniel L. Plaugher
Patrick Henry Sweet, III
Wayne Thomas, Chair
Ruby G. Turner
Justin Wilson

Members Not Present

Emily M. Bryant
Guy E. Cousins
The Honorable Mary K. Hill
The Honorable Janet D. Howell
Iris B. Jessie
Susan C. Laughrun
G. Jeffrey Mason
The Honorable Robert F. McDonnell
The Honorable Sharon Breeden Will
Gina E. Wood

Staff Present

Laurel Marks
Dr. Aura Hanna
Ursula Murdaugh
Will Bronson
Laureen Hyman

I. Welcome, Call to Order and Introductions

The meeting was called to order by the Chair, Mr. Wayne Thomas. New members were welcomed and all present introduced themselves to the group.

II. Review and Approval of Minutes

Wayne Thomas asked if there were any comments, additions or deletions to be made to the minutes from the January 20, 2004, meeting of the ACJJ. A motion was made by Mr. Daniel Plaugher and seconded that the minutes be approved. The motion passed unanimously.

III. DCJS Staffing Update

Ms. Marks notified the group that she is on a reduced schedule on Family Leave through mid-June and that DJCS is in the process of hiring a new person for the Title II position.

IV. Compliance Monitoring Report

Mr. Bronson notified the group that the Corrective Action Plan was recently submitted to OJJDP.

V. Legislative Update

Mr. Shepherd informed the group of the status of the bills of interest to the Advisory Committee:

Bill #	Subject	ACJJ Position	Passed?
HB600	Detention; appointment of attorney (Proposed by DJJ)	Support	Passed, Effective 07-05
HB937 (SB 577)	Custody and confinement for juvenile offenses (Proposed DJJ)	Support	Passed
HB1146	Appeals of juvenile court decisions	Support	Passed
HB1274	Temporary custody of juveniles (Proposed by DCJS)	Support	Passed
HB1062	Intake of Juveniles	Not Support	Passed
SB26	Use of summons in juvenile court (rather than a petition); litter	Support	Passed
SB98*	Develop parenting programs on a voluntary basis to inmates DOC who have children (suggest, if possible, it be applied to DJJ as well)	Support w/frier suggestion	Passed – Not to apply to DJJ
HB792	Parenting programs; DCE	Support (See SB98)	Passed (Subject to funds being available)
SJ88	Offenders with mental illness and substance abuse disorders	Support	Passed
HB333	Juveniles not in custody; detention	Support	Did not pass
HB 492	Compensation of court-appointed counsel	Support	Did not pass
HB1013	At risk Student Academic Achievement Program	Support	Passed
SB339	Dispositions for Delinquent juveniles	Oppose	Not Passed
HB1096	Juvenile fingerprints and photographs - currently for 14 older, this bill would make all ages mandatory.	Oppose	Passed
HB125	Juvenile intake; notification to school superintendent	No Position	Combined w/ HB1080 and Passed
HB1151	Juvenile alcohol offenses	Support	Not Passed
HB668	Juvenile alcohol offenses	Oppose	Carried Over to 2005
HB787	Confidentiality of Court Records; Juveniles	No Position	Passed
HB1209	Criteria for detention or shelter care	Support	Passed
HB1231	Quorum (Being changed to half of members necessary)	No Position	Effective 07-01-04

Ms. Marks pointed out that with HB1231 being approved, the ACJJ will now need to have half of the total members of the committee at the meetings for a quorum (the committee used to need 8 members for a quorum; however, there are now 24 total members, so the quorum would be 12).

Concern was expressed regarding the issue of juveniles and firearms. Anger management classes can be promoted, but when there is a conflict, some juveniles will try to solve the conflict with a firearm. It was suggested that this issue be considered by the committee as a possible future priority, perhaps at the next retreat.

VI. **Consideration of Continuation Applications – Recommendations for Funding**

Lynette Greenfield explained that 12 concept papers were reviewed of which 11 were invited to submit grant applications. The following requests for continuation grants were also approved:

TITLE II CONTINUATION GRANTS

Grant #	Locality	Amount Requested	Amount Recommended
05-C3915JJ04	Wise County	\$70,463	
05-C3909JJ04	City of Charlottesville	\$67,855	
05-C3910JJ04	Middle Peninsula/Northern Neck	\$68,350	
05-C3911JJ04	City of Richmond	\$37,500	
05-C3912JJ04	Newport News and Hampton	\$72,528	
05-C3913JJ04	Fairfax County	\$78,012	
05-B4276JJ04	DCJS (Evaluation of Young Juvenile Offenders)	\$59,311	
05-E3250JJ04	Loudoun County	\$16,633	

Mr. Patrick Sweet motioned that the ACJJ support the recommendations of the Title II subcommittee regarding funding of the continuation grants. The motion was seconded and approved with Dr. Malcan recusing himself from the City of Richmond grant.

TITLE V CONTINUATION GRANTS

Grant #	Locality	Amount Requested	Amount Recommended
05-B4263TV04	Newport News	\$52,879	
05-C3933TV04	City of Petersburg	\$62,286	
05-B4266TV04	Isle of Wight	\$31,577	
05-C3935TV04	City of Richmond (Functional Family Therapy)	\$65,000	
05-B4264TV04	City of Richmond (Strengthening Families)	\$45,989	
Grant #	Locality	Amount Requested	Amount Recommended
05-C3934TV04	James City County	\$56,465	
05-C3931TV04	Loudoun County	\$65,000	

Mr. Daniel Plaugher motioned that the ACJJ support the recommendations of the Title V subcommittee regarding funding of the continuation grants. The motion was seconded and approved with Dr. Malcan recusing himself from the City of Richmond grant.

JABG CONTINUATION GRANTS

Grant #	Locality	Amount Requested	Amount Recommended
05-B4279JB03	Campbell County	\$13,320	
05-B4284JB03	Amherst County	\$69,841	
05-B4286JB03	Isle of Wight	\$39,662	
05-B4287JB03	Fluvanna	\$67,500	
05-B4289JB03	DMHMRSAS	Withdrawn	

The subcommittee notified the group that the funding for JABG continuation grants (based on availability) is as follows: 1st year and 2nd year, 100%, 3rd year at 50%, and the 4th year at 25%

Mr. Charles Martin motioned that the ACJJ support the recommendations of the JABG subcommittee regarding funding of the continuation grants. The motion was seconded and approved with Dr. Malcan recusing himself from any City of Richmond grant.

VII. Federal Advisory Committee Update

Mr. Shepherd gave a report on the Federal Advisory Committee. The Annual Conference is from July 9-10, 2004, in Denver, Colorado. The final draft of the annual report will be prepared for action in December. As soon as a listing of recommendations to be in the report is available, Mr. Shepherd will see they are distributed to ACJJ members for recommendations.

Congress is being asked to fully fund the JJDP Act and the various titles under the act before any earmarking is done. The federal advisory committee is recommending that the anti-lobbying provision put in the legislation in 2002 be repealed.

VIII. Annual JJDP Conference Update

Dr. Aura Hanna gave an overview of the *Making a Difference in Juvenile Justice Conference* which is focusing on truancy and mental health. Advisory committee members were encouraged to attend and introduce speakers at the conference. As well, it was pointed out that there will be a site visit on June 14th from 2-4 at the Merrimac Juvenile Center.

Dr. Lissa Power deFur asked if staff had been monitoring the number of participants for the conference this year, when information was sent electronically, versus other years when printed pieces were mailed. Dr. deFur pointed out that it may not work as well to send it electronically, and recommended that, in the future, a more detailed agenda be available earlier so individuals might see the topics to decide whether it would be a good fit for them.

IX. Coalition for Juvenile Justice Membership Discussion

All state advisory committees are eligible for membership within the Coalition for Juvenile Justice. Each state is required to pay for membership to the Coalition. The dues have increased from \$2000 last year to \$5000 this year. Our state has not yet paid. This decision should be made by the ACJJ. States cannot have a vote at any of the meetings, but may attend conferences sponsored by the organization, unless the state has paid the fee.

It was suggested that the ACJJ pay the fee for this year and then see what type of service is provided before making a decision to renew membership next year.

Mr. Charles Martin motioned that the Coalition for Juvenile Justice membership for Virginia be paid. The motion was seconded and unanimously approved.

It was recommended that individuals from this committee be sent to the September meeting of the Coalition in West Virginia.

Dr. Lissa Power deFur motioned that staff explore the possibility of using JABG funds to support a team from Virginia to go to the Southern Region's Academy on Detention Reform. The motion was seconded and unanimously approved.

X. One Time Special Funding Initiative

Requests for solicitations have not gone out as staff are still in the process of determining the amount of funding available from unused JABG funds. Staff have shifted the timing of the one-time initiative, as will be mentioned later.

Mr. Bob Shepherd motioned that DCJS staff be allowed to set dollar limits pending the determination of availability of funds. The motion was seconded and approved unanimously.

There was some discussion regarding capping the number of applications from each locality and establishing a difference for larger or smaller localities. It was decided that to do this (differentiate between larger and smaller localities) would make the process too complicated. Mr. Charles Martin motioned that only one application can be received from a locality or state agency. The motion was seconded and approved unanimously.

Generally, the solicitation for One Time Special Grant Fund Initiatives has gone out this time every year, with a cycle of July – September. Due to the uncertainty of availability of JABG funds, it was suggested that we change this cycle to be September – December. The subcommittee reviewing these applications would meet in July and provide their recommendations to the full committee for action at the August 18th meeting.

XI. Advisory Committee Member Activity Reports

Mr. Hank Azais reported that the Task Force on Crime in the Minority Community would be meeting on May 13 in Arlington County School's Career Center. Other similar meetings are to occur at different locations throughout Virginia. Bishop Gerald Glenn and Mr. David Hicks are Co-Chairs of the committee.

Mr. Bob Shepherd recently revised the publication entitled: *"Child Abuse: Virginia Statutes and Case Law"*. Holly Oehrlein, the Children's Justice Act Program Coordinator at DCJS, coordinated the development of the publication. It was distributed at a DCJS sponsored conference in Roanoke entitled: *"Improving Investigation and Prosecution of Child Abuse"*. There will be another training on the topic in the fall.

Ms. Jane Brown asked how much has this group has been involved in Virginia's participation in the National Governor's Association Prisoner Re-entry Policy Academy. Staff from the National Governor's Association is examining Virginia's policies. One of the issues identified, is the number of offenders who have children in the correctional system. Mr. George Wakefield, from DJJ, has been attending these meetings and Mr. Barry Green, the Deputy Secretary of Public Safety, is serving as the chair. Ms. Brown wanted to let the group know about this study.

Dr. Lissa Power deFur informed the group that the Parent Education Advocacy Training Center (PEATC) is working on a grant funded project. The project is designed to look at needs of students with disabilities who are in correctional centers. PEATC is hosting the 3rd summit for kids with disabilities that are in the juvenile justice system this week.

Ms. Laurel Marks sits on a committee which looks at unaccompanied homeless youth. Homeless youth can continue to go to the schools they attended before becoming homeless; however, there are now “unaccompanied homeless youth” who are not living with their parents. There is also a category of homeless children who leave incarceration without a home to go to. The committee is looking into this matter.

Dr. Lissa Power deFur also noted that the General Assembly has assigned the Department of Education with the task to develop a guide on drug testing of students. DOE will be working closely with the Office of the Attorney General.

Additionally, DOE received a grant from DCJS to hold truancy training and hope to have guidelines for reducing truancy on their website before summer begins.

DOE is also working with the Virginia Center for School Safety of DCJS on the revision of the school safety audit. DOE is responsible for providing a list of those things that need to be audited, DCJS does the evaluation on what is found during the audits.

Ms. Ursula Murdaugh notified the group that there will be a presentation sponsored by the Commission on Youth on May 18th, regarding the DMHMRSAS’ JABG grants that are funding a collaborative pilot project between local detention facilities and local CSBs.

XII. Adjournment

Mr. Russ Foot motioned that the meeting be adjourned at 2:35p.m. The motion was seconded and approved unanimously.